

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office MAR 21 2005

Returned to applicant for correction _____

Corrected application filed _____

Map filed SEP 13 1996 under TR-003

The applicant **Olaciregui Family Limited Partnership** hereby makes application for permission to change the **Point of Diversion and Place of Use** of water heretofore appropriated under a portion of Claim 431 of the Truckee River Decree, said Decree entered by the District Court of The United States for Nevada in that certain action entitled, "The United States of America, Plaintiff, vs. Orr Water Ditch Company, et al., Defendants" in Equity Docket No. A-3.

1. The source of water is **Truckee River**
2. The amount of water to be changed **1.874 AFA – pro-rata share of diversion rate**
3. The water to be used for **As Decreed Purposes**
4. The water heretofore permitted for **As Decreed Purposes**
5. The water is to be diverted at the following point **the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31, T19N, R18E, MDM or at a point from which the SE corner of said Section 31, bears S 62° 04' E, a distance of 3195 feet. (Steamboat Canal per Orr Ditch Decree) Refer to map filed under Permit No. 62261.**
6. The existing permitted point of diversion is located within **the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 11, T19N, R19E, MDM or at a point which SW ~~corner~~ of said Section 11, bears S 69° 15' W, a distance of 3,640 feet. (Cochran Ditch per Orr Ditch Decree) Refer to map filed under Permit No. 66536**
7. Proposed place of use **within the S $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 18, T18N, R20E, MDM being 2.25 acres, Washoe County APN 044-020-46. Refer to Nevada State Engineers Map No. TR-003.**
8. Existing place of use **within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 13, T19N, R19E, MDM, being 0.44 acres from ~~Wahoe~~ County APN 013-373-12, 013-412-11 & 12. Refer to Nevada State Engineers Map No. TR-120.**
9. Use will be from **as Decreed to as Decreed** of each year.
10. Use was permitted from **as Decreed to as Decreed** of each year.
11. Description of proposed works **Existing diversion dam, headgate and ditch system to the proposed place of use.**
12. Estimated cost of works **None – Existing**
13. Estimated time required to construct works **None - Existing**
14. Estimated time required to complete the application of water to beneficial use **3 years**

15. Remarks:

By s/ Michael D. Buschelman
Michael D. Buschelman
Post Office Box 51371
Sparks, Nevada 89435

Compared gkl/sc hcm/ gkl

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of the Truckee River as heretofore granted under Claim 431, Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein. A suitable measuring device must be installed and accurate measurements of water placed to beneficial use must be kept.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is limited to the irrigation of 0.468 acres within the described place of use and not to exceed an annual duty of 4.00 acre-feet per acre of land irrigated from any and/or all sources. The period of use is as decreed.

(CONTINUED ON PAGE 3)

The amount of water to be changed shall be limited to the amount, which can be applied to beneficial use, and not to exceed 0.0073 cubic feet per second, but not to exceed 1.873 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before:

March 10, 2007

Proof of completion of work shall be filed on or before:

April 10, 2007

Water must be placed to beneficial use on or before:

March 10, 2009

Proof of the application of water to beneficial use shall be filed on or before:

April 10, 2009

Map in support of proof of beneficial use shall be filed on or before:

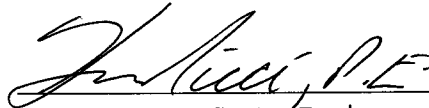
N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 10th day of March, A.D. 2006



State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A _____

Certificate No. _____ Issued _____